

defendant bears the burden of establishing that they will not flee or pose a danger to any other person or the community. Fed. R. Crim. P. 46(c).

Kimble makes his request for release due to COVID-19. Doc #: 34 at 1. He asserts he suffers from cardiovascular issues that make him more susceptible to COVID-19 and pose greater risk to him if he contracts COVID-19. *Id.* While the Court recognizes the severity of COVID-19 and the legitimacy of the fears it inspires, Kimble fails to show how COVID-19 establishes that he will not flee or pose a danger to any other person or to the community. Moreover, to date there are no known cases of COVID-19 at NEOCC, and no inmates or detainees have been symptomatic or required quarantine. Kimble fails to argue or show that he is at greater risk at NEOCC than he will be on release into the general population or at the undesignated BOP facility.

Accordingly, Kimble has failed to satisfy his burden and his Motion to Reconsider, **Doc #: 34**, is **DENIED**.

IT IS SO ORDERED.

/s/ *Dan Aaron Polster* April 14, 2020
Dan Aaron Polster
United States District Judge